IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE CIVIL JURISDICTION

C.A. NO.3176 OF 2007
IN
FIRST APPEAL (ST) NO.12772 OF 2007

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's Orders

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Mr.Shrikant Deojare with Mr.S.Shingharani for the appellant.

Mr.V.V.Pai i/b.Smt.Bina R. Pai for the respondents.

CORAM : ANOOP V. MOHTA,J.

DATED : 10th July, 2007

P.C.

Without prejudice to the rights of the parties, as an interim arrangement, it is agreed that the defendant-society and its members are not claiming any rights over plot no.E. In the result, they are not entitled to park any vehicles in the said plot i.e. E.

The appellant-plaintiff further agreed that they shall not obstruct and/or create any nuisance to the members of the society and/or

their guests to park their vehicles alongside the boundary wall of plot "G" single row, to the extent of 14 feet.

In view of this modification, the interim order dated 16.9.2002, the operative part of which is as under, to continue till the decision of First Appeal.

> "Prayer (a) of the N/M is partly granted and the defendants, their office bearers, their members are restrained from parking their cars in the plaintiffs' property and on the access road. However, it is understood that the restraining order is not for ingress and egress of the members of the defendant and their vehicles."

The parties to act on an authenticated copy of this order.

C.A. stands disposed of.

[ANOOP V. MOHTA,J.]